

ORIGINAL

FILED

1 Chad Edward Kastle
2 Salinas Valley State Prison
3 CDCR # P-86598
4 31625 Highway 101, POB 1050
5 Soledad CA 93960-1050
6 Petitioner In Pro Per,

2008 JUL 29 P 3 05

RICHARD W. WIEKING
CLERK
U.S. DISTRICT COURT
NO. DIST. OF CA. S.J.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

9 CHAD EDWARD KASTLE) 5:08-cv-02196-JF
10 Petitioner,)
11) NOTICE OF APPEAL
12 vs.)
13 MICHAEL S. EVANS, Warden,) FRAP §4 & 22(b)
14 Respondent.) Circuit Rule §22-1(d)

15 Notice is hereby given that Petitioner KASTLE hereby
16 appeals to the United States Court of Appeals for the Ninth
17 Circuit of California, for the Order of July 18, 2008 whereby
18 the Hon. Jeremy Fogel, USDJ dismissed the Habeas Petition
19 without prejudice.

20 DATED: 7-28-2008

21 Respectfully Submitted,

22 
23 Chad E. Kastle, #P-86598
24 Petitioner, In Pro Per.

25 NOTICE OF APPEAL

STATE OF CALIFORNIA

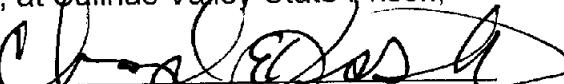
COUNTY OF MONTEREY

I, Chad E. Kastle

declare under penalty of perjury that: I am the Petitioner in the above entitled action; I have read the foregoing documents and know the contents thereof and the same is true of my own knowledge, except as to matters stated therein upon information, and belief, and as to those matters, I believe they are true.

Executed this 28 day of July, 20 08, at Salinas Valley State Prison, Soledad, CA 93960-1050.

(Signature)


DECLARANT/PRISONER

PROOF OF SERVICE BY MAIL

I, Chad Kastle

am a resident of California State Prison, in the County of Monterey, State of California; I am over the age of eighteen (18) years and ~~am~~ not a party of the above entitled action. My state prison address is: P.O. Box 1050, Soledad, CA 93960-1050.

On July 28, 20 08, I served the foregoing: Notice of Appeal

(Set forth exact title of document(s) served)

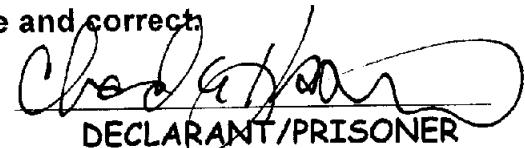
On the party(s) herein by placing a true copy(s) thereof, enclosed in sealed envelope(s), with postage thereof fully paid, in the United States Mail, in a deposit box so provided at Salinas Valley State Prison, Soledad, CA 93960-1050.

Edmund G. Brown, Jr.California District Attorney's office280 S. first stSan Jose, CA 95113

(List parties served)

There is delivery service by United States Mail at the place so addressed, and/or there is regular communication by mail between the place of mailing and the place so addressed.

I declare under penalty of perjury that the foregoing is true and correct.

DATED: July 28, 20 08
DECLARANT/PRISONER



US District Court
Northern Dist. of Calif.
280 S. First Street
San Jose, CA 95113

* LEGAL MAIL *

Salinas Valley State Prison
Chad E. Kastle P86598
P.C.Box 1050 (B5-102)
Soledad CA 93960-1050

STATE PRISON
MAIL
SERIAL 561137342 0060